

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TAXATION**

**Call to Order:** Chair Mike Miller, on March 9, 2015 at 9:00 A.M., in Room 152 Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Mike Miller, Chair (R)  
Rep. Greg Hertz, Vice Chair (R)  
Rep. Kathleen Williams, Vice Chair (D)  
Rep. Zach Brown (D)  
Rep. Rob Cook (R)  
Rep. Geraldine Custer (R)  
Rep. Mary Ann Dunwell (D)  
Rep. Kelly Flynn (R)  
Rep. Tom Jacobson (D)  
Rep. Steve Lavin (R)  
Rep. Ed Lieser (D)  
Rep. Edith (Edie) McClafferty (D)  
Rep. Albert Olszewski (R)  
Rep. Lee Randall (R)  
Rep. Alan Redfield (R)  
Rep. Nicholas Schwaderer (R)  
Rep. Bridget Smith (D)  
Rep. Kerry White (R)  
Rep. Nancy Wilson (D)  
Rep. Daniel Zolnikov (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Megan Moore, Legislative Branch  
Erica Siate, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Executive Action: HB 254, HB 325, HB 379, HB 411, HB 416, HB 421, HB 440

00:00:01 Chair Miller

**EXECUTIVE ACTION ON HB 254**

00:01:26 **Motion:** Rep. Hertz moved that **HB 254 DO PASS.**

00:01:45 **Substitute Motion/Vote:** Rep. Cook moved that **HB 254 BE TABLED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 325**

00:02:29 Chair Hertz

00:02:37 **Motion:** Rep. Miller moved that **HB 325 DO PASS.**

**Discussion:**

00:02:57 Rep. Lieser

00:03:24 Rep. Schwaderer

00:03:57 Rep. Williams

00:04:30 **Vote:** Motion failed 5-15 by roll call vote with Rep. Miller, Rep. Randall, Rep. Schwaderer, Rep. White and Rep. Zolnikov voting aye.

00:05:59 **Substitute Motion/Vote:** Rep. Hertz moved that **HB 325 BE TABLED.** Motion carried 19-1 by voice vote with Rep. Schwaderer voting no.

**EXECUTIVE ACTION ON HB 379**

00:06:36 **Motion:** Rep. Hertz moved that **HB 379 DO PASS.**

00:07:17 **Motion:** Rep. Hertz moved that **HB 379 BE AMENDED.**  
**EXHIBIT**(tah48a01)

00:07:51 **Vote:** Motion carried unanimously by voice vote.

00:08:03 **Motion:** Rep. Hertz moved that **HB 379 DO PASS AS AMENDED.**

**Discussion:**

00:08:13 Rep. Zolnikov

00:09:00 Rep. Hertz

00:10:31 **Vote:** Motion carried unanimously by voice vote.

00:10:40 Rep. Williams

**EXECUTIVE ACTION ON HB 411**

00:11:16     **Motion:** Rep. Hertz moved that **HB 411 DO PASS.**

**Discussion:**

00:11:40     Megan Moore, Legislative Services Division (LSD)

00:11:59     **Motion:** Rep. Hertz moved that **HB 411 BE AMENDED.**  
**EXHIBIT**(tah48a02)

**Discussion:**

00:12:17     Rep. Williams

00:13:33     **Vote:** Motion carried unanimously by voice vote.

00:13:41     **Motion/Vote:** Rep. Hertz moved that **HB 411 DO PASS AS AMENDED.** Motion carried 15-5 by roll call vote with Rep. Dunwell, Rep. Lieser, Rep. McClafferty, Rep. Williams and Rep. Wilson voting no.

**EXECUTIVE ACTION ON HB 416**

00:15:27     **Motion:** Rep. Hertz moved that **HB 416 DO PASS.**

00:15:48     **Motion/Vote:** Rep. Hertz moved that **HB 416 BE AMENDED.** Motion carried unanimously by voice vote.  
**EXHIBIT**(tah48a03)

00:16:28     **Motion:** Rep. Hertz moved that **HB 416 DO PASS AS AMENDED.**

**Discussion:**

00:16:38     Rep. Lieser  
00:17:15     Rep. Williams  
00:17:46     Rep. Cook  
00:18:48     Chair Miller  
00:18:54     Rep. Williams  
00:19:12     Rep. Cook

00:20:04     **Vote:** Motion failed 10-10 by roll call vote with Rep. Brown, Rep. Custer, Rep. Dunwell, Rep. Jacobson, Rep. Lieser, Rep. McClafferty, Rep. Miller, Rep. B. Smith, Rep. White and Rep. Williams voting aye.

00:21:44     **Motion/Vote:** Rep. Hertz moved that **HB 416 BE TABLED.** Motion carried 19-1 by voice vote with Rep. Williams voting no.

**EXECUTIVE ACTION ON HB 421**

00:22:18 **Motion:** Rep. Hertz moved that **HB 421 DO PASS.**

**Discussion:**

00:22:29 Rep. Cook  
00:22:35 Rep. Dunwell  
00:23:46 Rep. Williams

00:24:51 **Vote:** Motion carried 12-8 by roll call vote with Rep. Brown, Rep. Dunwell, Rep. Jacobson, Rep. Lieser, Rep. McClafferty, Rep. Williams, Rep. Wilson and Rep. Zolnikov voting no.

**EXECUTIVE ACTION ON HB 440**

00:26:21 **Motion:** Rep. Hertz moved that **HB 440 DO PASS.**

00:27:04 **Motion:** Rep. Hertz moved that **HB 440 BE AMENDED.**  
**EXHIBIT**(tah48a04)

**Discussion:**

00:27:33 Rep. Smith  
00:28:00 Rep. Custer  
00:28:23 Rep. Smith

00:28:51 **Vote:** Motion carried 17-3 by voice vote with Rep. Flynn, Rep. Redfield and Rep. White voting no.

00:29:10 **Motion:** Rep. Hertz moved that **HB 440 DO PASS AS AMENDED.**

**Discussion:**

00:30:00 Rep. Williams

00:30:19 **Vote:** Motion failed 10-10 by roll call vote with Rep. Brown, Rep. Custer, Rep. Dunwell, Rep. Hertz, Rep. Jacobson, Rep. Lieser, Rep. McClafferty, Rep. Schwaderer, Rep. B. Smith and Rep. Wilson voting aye.

00:31:44 **Motion/Vote:** Rep. Hertz moved that **HB 440 BE TABLED.** Motion carried 18-2 by voice vote with Rep. Dunwell and Rep. B. Smith voting no.

00:32:30 Chair Miller  
00:33:31 Rep. Schwaderer  
00:33:45 Rep. Hertz

**ADJOURNMENT**

Adjournment: 00:34:11

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Erica Siate, Secretary

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Additional Documents:

**EXHIBIT**([tah48aad.pdf](#))